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6 [Additional Counsel listed on signature block.]

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8 **UNITED STATES DISTRICT COURT**

9 **NORTHERN DISTRICT OF CALIFORNIA**

10 **OAKLAND DIVISION**

11 THE VLADIMIR GUSINSKY REV.
12 TRUST, On Behalf of Itself and All
Others Similarly Situated,

13 Plaintiff,

14 v.

15 ULTRATECH, INC., ARTHUR W.
16 ZAFIROPOULO, RONALD BLACK,
MICHAEL CHILD, PARAMESH GOPI,
17 BEATRIZ INFANTE, DENNIS RANEY,
HENRI RICHARD, VEECO
INSTRUMENTS INC., and ULYSSES
18 ACQUISITION SUBSIDIARY CORP.,

19 Defendants.

20 Case No.: 4:17-cv-01468-PJH

CLASS ACTION

**NOTICE OF CLOSURE FOR ALL
PURPOSES AND ~~[PROPOSED]~~ ORDER
CLOSING ACTION**

21 WHEREAS, on May 25, 2017, the parties (the "Parties") in the above-captioned class
22 action (the "Action") filed a Stipulation and Order Concerning Plaintiff's Voluntary Dismissal of
the Above Action and Plaintiff's Counsel's Anticipated Joint Application for Attorneys' Fees
23 and Expenses (the "Stipulation of Dismissal") (Dkt. No. 13);

24 WHEREAS, on May 26, 2017, the Court granted the Stipulation of Dismissal and
retained jurisdiction of this action solely for the purpose of adjudicating any issues related to the
25 potential Fee and Expense Application (Dkt. No. 14);
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WHEREAS, on September 14, 2017, the Parties to this Action reached a collective agreement to resolve the intended Fee and Expense Application, thereby obviating the need for further motion practice;

4 WHEREAS, as a result of the foregoing, no Fee and Expense Application will be
5 forthcoming and retention of limited jurisdiction by the Court over these matters is no longer
6 necessary and by its signature, the Court may administratively close this Action.

7 || Respectfully submitted,

8 /s/ Rosemary M. Rivas
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9 | Attorneys Defendants Veeco Instruments
20 | Inc. and Ulysses Acquisition Subsidiary
| Corp.

ATTESTATION

I hereby attest that the other signatories listed, on whose behalf this filing is submitted,
concur in the filing's content and have authorized the filing.

/s/ Rosemary M. Rivas
Rosemary M. Rivas

1 **[PROPOSED] ORDER**

2 Based on the parties' Notice of Closure for All Purposes and the good cause described
3 therein, the Court GRANTS the closure of this Action. The Clerk shall close this Action.

4 SO ORDERED this _____ 20th day of Oct., 2017.

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Honorable Phyllis J. Hamilton
United States District Court Judge

